THE BRICE LAW

Is Declared Constitutional by the Supreme Court.

DECISION SWEEPING

In Its Effects. The Only Part of the Anti-Dispensary Law Rejected by the Court is the Amendment

in Reference to the School Fund.

The Brice law is constitutional. Such is the decision of the State supreme court. The dispensaries kept open by injunction must be closed heresfter and prohibition will prevail in all of the northwest portion of the State, from Edgefield to the North Carolina line, except in Abbeville county, where no election has been held. The cases argued before the supreme ourt last Monday were decided Friday and the court decrees that the law is constitutional with one excep tion, and that may be eliminated without affecting the law itself. The exception, singular to relate, is the "rider"

in the surplus school fund accumulated from dispensary profits. The State of South Carolina, in the supreme court, November term, 1905:

provides that counties voting out the dispensary shall have no participation

W. W. Murph, petitiioner, against B. G. Landurm et al., respondents. Louis B. Cox, petitioner, against James Hodges et al., respondents. Joseph W. Coward, petitioner, against J. H. Blackwell et al., respon-

John A Weir, petitioner against F. P. Walker et al , respondents. Robert E. Ligon, petitiouer, against F. H. Burriss et al., respon-

Pickens County, petitioner, against A. W. Jones, as comptroller general, respondent.

Oconee County, petitioner, against A. W. Jones, as comptrolles general, respondent.

Adam L. Aull, penuiono, against A. W. Jones, as comptroller general, respondent.

In each of these cases brought in the original jurisdiction of this court the question is raised as to the constitutionality of the act commonly known as the Brice. act, approved Feb. 25, 1904 amending section 7 of the general dispensary law, approved March 6, 1896.

After careful consideration this court is of the opinion that said act is not unconstitutional on any of the said Brice act declares that "any still watching, as they have been all cartridges A negro woman, about county voting out a 'dispensary shall day, for the bodies of the dead to be 24 years old, Lois Glover, passed and sented by Private Secretary Norment. receive any part of the surplus that may remain of the dispensary school funds after the deficiencies in to various county tchool funds have been made up as provided by law." While the court considers this provision uncon stitutional, the court is of the opinion that it is separable from the remainder of the act and that said act stands as constitutional with this provision treated as stricken out.

This conclusion renders it necessary to set aside the temporary injunction granted in the first five above entitled cases restraining the closing of the dispensaries therein mentioned and also that the temporary injunc tion granted in the remaining three above entitled cases restraining the comptroller general from drawing his official warrant for the several sums arising from the surplus of the dispensary fund as therein mentioned be dissolved and the comptroller general left free to disburse said fund as it would have been disbursed before the enactment of the said Brice act, and it is so adjudged.

The reason for these conclusiions will be stated in an opinion hereafter to be filed.

Y. J. Pope, C. J., Eugene B. Gary, A. J., Ira B. Jones, A. J.,

C. A. Woods. A. J. The action of the court means that the dispensaries must be and must remain closed in Greenville, Spartanburg, Anderson, Laurens, Union, Pickens, Newberry, Cherokee, Horry, Osonee, Darlington, Marion, York, Lancaster, Eigefield and Saluda counties. Greenwood and Mariboro for severe punishment, and if the men have never had dispensaries. Williamsburg voted the dispensaries out, but the election was illegal and the

result was so declared. Thus 19 of 41 counties have already declared against the dispensiry system and in 20 others there has been no election. Two counties have stood by the dispensary, Florence and Fairfield. In several others the people want elections but are being kept

from an expression of their views. Those counties which now have dispensaries must contribute of their school fund to the counties in which there are no dispensaries unless an en-

tirely new system be enacted. Cheated the Gallows.

Booker Glass, a negro confined in Selma, Ala., for the murder of K. E. Allen, a young white man, and senteneath by deputies. The negro filed however, just before going to the galoff his manacles with a shoe iron and tried to wrest a revolver from a guard. Two men were required to overpower the negro and one deputy shot him at the risk of the other's life. The dead negro was named for Booker Washgton. Tin dinner plates were found led over his heart when the body

amined.

INMATES BURIED.

SEVENTEEN PERSONS GO DOWN

IN A DEEP PIT

Twelve Residences Undermined by / Clay Diggers in Making

Brick.

On Tuesday night of last week at Haverstraw, N. Y., seventeen persons were missing and are believed to have gone to their death when thirteen houses on Rickland street toppled over into a pit sixty feet deep which had been cut by clay diggers in connection with the brick-making industry there. Twelve of the persons missing were occupants of the at Orangeburg. fallen houses, five were among the rescuers who went to the aid of neighbors, after the first house fell and were carried down when the 12 Pope is filling an unexpired term. The

and those who were in the mass were Aldrich, second; R. O. Purdy, third; either crushed or burned to death. R C. Watts, fourth; G. W. Gage, six-Tuesday night there was grave fear th and J. C. Klugh, eighth. These of another cave in along the same judges serve for four years each. street and the occupants of seven or eight houses have moved away. O. Tatum expires, and also the term Others are keeping on all night vigil, of chairman of the bond of dispensary ready to alarm their neighbors in case directors, H. H Evans. The terms of which was put on the Brice bill by of impending danger. the dispensary people, the clause which

whom are believed to be dead, are as term is two years. follows.

Occupants of houses, Harris Nelson, a merchant; Benjamin Nelson, tiary must be elected to serve two his son; Mrs. Silverman and young son. Charles Cohen and wife, John B. Beauchamp, A Provitch and daugh- Miss LaBorde being the incumbent. ter, Abraham Dias; in the rescuing an all night vigil, ready to alarm are, Bartley McGovern, Mrs. M. Jos- ted for six years each: eph Dailey, Rev. Mr. Alden, a Jewish rabbi.

The landslide which carried away the 13 houses was caused by the fall- the, L. A. Sease. ing in of the bank thder which the excavators of the brick manufactur- Roddey, A. M. Lee. ers had been working for a number of Citadel—J. J. Lucas, E. M. Blythe, years.

When the breakage occurred in the man, D. J. Bradham. long line of land which formed the house toppled over into the pit with be lots of log rolling before next Tuesall who were living within its walls. day or Wednesday, when the lucky The other occupants of the houses prepared to leave homes in the face of a blinding snowstorm A number of cople who lived, nearby rushed to their aid and were assisting them in getting out when 12 more houses went down carrying with them not only the families wno occupied them, but also several of those who had gone to their assistance.

Overturned stoves set fire to the buildings and firemen came from miles around but when the landslide occurred it broke the water main, thus cutting off the entire supply. Tuesday night relatives and friends of grounds alleged except in so far as those buried beneath the ruins are

OUTRAGE IN SUMTER.

White Men Committs a Crime That Calls for Lynching.

A dispatch from Sumter to the cotton mill village on Wednesday be- find him. came known Tnursday, Two white men who have been working in the mill at times got drunk and while in that condition went to the home of Greenville says Ed Fowler, a trusted Mr. John Scott and made a determined effort to commit a criminal assault ing company, was held up and robbed on a negro girl about 15 years old. of \$26.20 by two unknown white men who was employed by Mr. Scott as a in Court street near the corner of nurse.

Mr. Scott and all the other adult reported the affair to Mr. Scott.

table negroes, went before Magistrate to the Batesville mill. Harby and had a warrant issued for the men, but they have left town and have not been apprehended yet. The crime was premeditated, for they tried to induce another young man to go with them an assist in the assault are not captured soon a reward should be offered for their arrest.

Marderers Hung.

Last Friday morning Jenkins Burrows and Arthur Williams, two negro on the 13 of last ()ctober. It will be young man will doubtless recover, remembered that Mr. Wilson was in the store, where he was employed as manager alone, having rooms on the second floor. One of the negroes enbehird him and brained him with a burn. The child's clothing in some of the debate Mr. Banks of Orangeheavy wooden prop used under the axle of wagons when greasing the in the yard the following day. Both off. The child was 21 months old and wheels. The bloody wood was found the negroes were convicted on the did not seeem to suffer any pain. It strongest possible evidence, there ced to hang January 19th, cheated having been no eyewitnesses, but ed. the gallows in a daring dash for liber- maintained to the end that they did ty Tuesday, in which he was shot to not commit the crime. Both, said,

Many killed.

lows, that they were ready to die.

A cablegram from Tokio, Japan, says that on the 4th instant an explosion set fire to a mine at Akita, on the main island of Japan, and that 101 persons lost their lives.

MANY OFFICES VACANT.

The General Assembly Will Fill Im

portant Places.

More elections will be held this year by the general assembly than usual. There are vacancies occurring in six of the judicial circuits and the chief justice of the supreme court is to be elected.

Of course much interest will centre in the election of the three dispensary directors and the State libarian is also to be elected. There are two, vacancies on the board of penitentiary directors.

New members must be elected on the boards of trustees of South Carolina college, Clemson, Winthrop, the Citadel and the State colored college,

Chief Justice Y. J. Pope's term ex pires this year and a successor must be chosen to serve eight years. Justice other houses went crashing over the judges of the circuit courts whose terms expire and their respective cir-The wreckage quickly caught fire cuits are: C. G. Dantzler first; James

The term of State Commissioner W. the two directors, John Bell Towill The missing Tuesday night, all of and L. W. Boykin, also expire. The

Successors to J. A. Wingo and D. D. Peurifoy of the board of penitenyears each. The State librarian must be chosen for a term of two years, The college trustees whose terms

expire this year follow, all being elec-Scuth Carolina College-W. T. C. Bates, J. Q. Davis, August Kohn.

Clemson-W. D. Evans, A. T. Smy-Winthrop-E. S. Joynes, W. J.

State Colored College-W. R. Low-There are plenty of candidates out ragged edge of Rodkland Street, one for the various offices and there will

ones will get the plums.

Should be Punished. A dispatch from Gaffney to The State says it seems that Cherokee must appear before the public in a bad light. The last horror here is the arrest of a white man attempting to oath. criminally resault a negro woman, and failing in the attempt shooting her. The charge is that Scruggs stole a Winchester rifle at the Cowpens battle-ground on Saturday and came back by Cowpens station, where he bought some cartridges. He walked on back the Senate and House that each was towards town, coming by Thickety, where he attempted to buy some long Scruggs followed her for two miles. The members gave careful attention Scruggs says that he made a proposal so her when she cursed him and drew a pistol from her stocking and pointed it at him, when he loaded his gun and shot her. She lay in the road for some time before she was four and carried to her home. The authorities were notified and from the description giv-News and Courier says the facts in a en Scruggs was arrested. He was disgraceful affair that occurred in the carried before his victim, who identi-

Bold Robbery.

A dispatch to Tne State from driver or the Batesyille Manufactur-Court and Falls street Friday afternoon about 2 o'clock. Fowler had members of his family were at work just received a quantity of goods at in the mill at the time, and they were Laurens depot, and was on his way under the impression that they could with his four-horse team to the accomplish their heinous crime un- Southern freight depot, where he was molested. They went into the house to get other merchandise to complete and looked the doors, but the girl his load, when he was approached by could not be made to yield by threats two unknown white men, about 25 and when they attempted to use force | years of age, who engaged him in conshe screamed so loudly that the men versation for a moment, after which became frightened and ran off. The they seized him and beneath the girl went at once to the mill and white canvas cover of his wagon took from his pockets the amount of money The girl's parents, who are respec- named, all he carried, which belonged

Found Dead.

At Charleston L. P. Fouche, of Anderson, a pharmacy student of the South Carolina Medical college, was found wounded on Coming street at on the girl. This is a case that calls an early hour Friday morning. He had been shot in the stomach, and a friend, L. S. Maxwell, who was with him, was taken into custody by the police, while Fouche was sent to the Roper Hospital. An investegation seemed to establish the fact Friday that Fouche had shot himself probamurderers, were hung at Kingstree. bly changing his pistol from his pistol The negroes were convicted of the from his coat pocket to his hip pocket. horrible murder of Mr. Julian Wilson The wound is not serious and the

Melton Jamison, a negro living on Mr. Lem Berry's place near Swansea. lost a child Taursday from a severe way caught fire and at least one half the skin on its entire body and extremities was burned, the cuticle peeling lived about 18 hours after being burn-

Alleged Assassin.

Charles Zimmerman, who shot and instantly killed Jim Stevens just across the Saluda line in Edgefield county Wednesday night, was lodged in jail there this evening for safe keeping by Messrs. W. D. and J. G. Padgett. Stevens, it is said, was sitting in his home and was shot by Zimmerman through an open window. Both parties are negroes.

ORANGEBURG, S. C., WEDNESDAY, JANAURY 17, 1906.

Both Branches of the Legislature Convened Tuesday

WHAT HAS BEEN DONE

In the House and the Senate Since the Session Began in the Way of Legislation. Governor Heyward's Messsge Read in Both Houses.

The General Assembly of South Carolina met in annual session on Tuesday of last week. The whole day was taken up in organizing and bearing the Governor's message read. The message is a long document, and like all State papers prepared by Gov. Heyward, is clear and to the point. The most important subject it treats is the dispensary. The part of the message bearing on this subject is printed in another column.

THE HOUSE.

In the House of Representatives Clerk Tom C. Hamer called the roll and announced that a quorum was present, and Speaker M. L. Smith called upon the Rev. Mr. Pratt to open the proceedings with prayer.

Speaker Smith made a brief opening address, and said he would offer no suggestions as to what ought to be done. The members are fresh from the people and know what they want, but he felt that if the same broad conservatism and liberality characterized the action of the members that nothing but success would crown the work of the General As-

Announcements were then made that several newly elected members were present ready to be sworn in. The new members sworn in Tuesday

E. Marion Rucker, of Anderson. Wm. Anderson, of Cherokee. Arnoldus Vander Horst, of Char-

Mr. Dobbs's election has not yet been declared, and as soon as the election is declared he will take the

Messrs. Whaley, Doar and D. O. Herbert were appointed to notify the Governor that the House had organized and was ready to receive any communications.

Messages were exchanged between ready for work. The annual message of Governor

Heyward was read, having been preto the reading. There were only two new measures introduced the first day. Both of

the new bills came from Mr. Toole, of Aiken county. The first was a bill to restrict the number of hours of labor in cotton mills to ten hours, instead of eleven, as is the law at present. Mr. Toole

introduced a similar bill last year, but it was killed. Mr. Toole's second bill was to reduce the passenger rate in this State to two and a half cents per mile. It is now three cents per mile on passenger trains, with no second class,

which arrangement was adopted by way of compromise. The House adjourned, after about an hour's session, to meet on Wednes-

day at eleven o'clock. The house of representatives got down to business Wednesday and attacked the calendar with an evident desire to kill everything that came in sight. Six bills were tabled and withdrawn by their authors, there were recommitted, three had the enacting clause stricked out, the parliamentary way of saying that they were "kilt" and two were also killed by being

indefinitely postponed. Speaker Smith announced the appointment of Mr. E. M. Rucker, Jr., as a member of the committee on ways and means, and stated that Mr. Jnc. G. Richards, Jr., would be the chairman of that committee. The following executive appointments were an-

nounced by the speaker: Journal Clerk-Christie Benet. Bill Olerk-W. F. Norton. Keeper of the speaker's Room-

ames N. Pearman. Mail Clerk-John Sharpe. Doorkeepers-R. R. Owings, Ben Hoover, - McKinney.

Pages-James H. Tompkins, Earle Moffett, William Martin, John B. Pattrick. Laborers—William Long, Henry Gilliam, George Edwards, Caleb Bra-

The dispensary committee's report cy, Robert Chisolm. After a short debate the house postponed indefinitely the bill presented

by Mr. Ardrey to sell the State farms. The vote was 78 to 39. In the course burg called attention to the fact that 25,000 bushels of corn were raised on these farms last year. Mr. J. B. Watson's bill suggesting an increase in the length of terms of

circuit judges was killed. The bill question. Capt. Hamel's bill proposing that execution of criminals be conducted

the bill was introduced in the interests of humanity. Mr. LaFitte spoke on his bill another an assault and providing punishment therefor." Mr. LaFitte ex-

within the penitentiary walls was

plained the necessity of having such a law to prevent people from being insulted on the highway and then provided for resenting it. The members

did not see it his way and killed the

In the House on Thursday there

were eight bills given favorable consideration, passed second reading and ordered to third reading. They were Mr. Callison's, relating to public guardians, amending section 2688 of cording to the census of 1900, and the code; Mr. Sanders' bill providing which now claims 10,000, there are for inspection of oils; Mr. D. O. Herbert's to authorize mayors and intendants to designate and detail policemen | bachelors-particularly the business to perform duties of health officers; and professional men—and as a con-Mr. LaFitte's to give magistrates jure sequence more than half of the housisdiction in case of theft of live stock es in Granite City are rooming and if value of stolen property does not boarding houses.

exceed \$20; Mr. Sanders' bill against 'bucket shops;" Mr. M. W. Walker's to protect boarding housekeepers; Mr. Laban Mauldin's to require county auditors to administer oath to persons making return of property for taxation; Mr. Prince's bill to authorize S. M. Orr, H. H. Watkins and others to dam the Savannah river at Cherokee are so busy making money-and there shoals. Mr. Sanders' bill against "bucket rake in from \$5 to \$10 a day-that

shops" makes a misdemeanor "the they have no time to go courting at a \$25,000 by fire, smoke and water in of any stocks, bonds, cotton, grain, the country if they only had a chance. meats, or any other animal, mineral, or vegetable product of any kind without the seller being the owner of the stock, bond, cotton, grain, or other article contracted to be sold, and without any intention on the part of either the seller to deliver of the buyer receiving the same."

THE SENATE.

The Senate was called to order by Lieutenapt Governor Sloan, who made a short address after prayer by the Chaplain, Rev. W. I. Herbert. Former Senator Hydrick, who has

been made a Judge, is succeeded by Mr. H B. Carlisle as Senator · from Spartanburg. He was duly sworn in and was appointed to all those committees on which his predecessor served.

A committee, consisting of Senators Manning, Earle and Raysor, was appointed to inform the Governor that the Senate was ready for business and to receive any communication he might see fit to make. It was expected that the bill giving

the dispensary investigating committee further powers would be introduced Tuesday, but Chairman Hay said there had been some mistake in enrolling it, and that it would likely be introduced later.

The committee met Tuesday afternoon to perfect the bill. In general terms it will be similar to the original resolution, except that it will be in the form of an Act, and the phraseology will be so constructed as to give the committee definite and positive authority to compel attendance of those summoned as witnesses, punish for contempt, etc., and in short to give the committee those powers, for the lack of which the investigation has been much hampered.

The following appointments were announced before adjournment: G. E Moore, Honea Path, Journal clerk; A. M.-Deal, Columbia, bill clerk; N. O. Pives, Columbia, postal clerk; Andrew Crawford, Jr., Columbia, clerk to the pre. dent; E. V. Cullum, Jr., Batesburg; and W. D. Johnson, of Aiken, pages, and the same laborers who served last year. There is a vacancy in the place of assistant clerk. Gen. Hemphill will announce that appointment Wednesday, and the successful man will likely be Mr. W. W. Mann, of St. George.

The Governor's Message was read and with that the business of the day was completed.

Only one bill was introduced, that being by Senator Bates to amend Section 3,057 of Volume I of the Civil Code. It has reference to assignees'

liens. The business of the senate Wednes day was not lengthly. There was only one discussion while the calendar was being read. The report of the dispensary committee was made.

The two third reading bills to punish theft of car brasses and to require toilets at railway stations were read.

The coco-cola bill was re-committed and there was, an effort to have Senator W. E. Johnson's lockout bill made a special order for Wednesday but this falled. Senator Hood offered an amendment relating to a change in the code regarding wills but after a legal discussion this was killed.

A committee was appointed in conportraits given by Capt. T. G. White of Peaufort. The day set is February 1st and the committee consist of Senators Christensen, Brice and War-

A resolution was passed to investibe held this year.

President Sloan read a letter from clerk, who has resigned. Resolutions were passed accepting it and Mr. M. M. Mann was appointed to succeed Mr. Dingle.

and hill were introduced by Senator Christensen.

In the Senate on Thursday a bill to more power over depots was given third reading, and a bill to extend Several bills were recommitted, arates and two relating to the kinship sitting in cases.

Mangled by Train. At Erle, Pa., Frank Hineman and

John Marast, employees of a local killed. Capt. Hamel explained that malt house, were instantly killed at Shore railroad Wednesday morning. Their bodies were horribly mangled. representing 12 mills.

WOMEN WANTED.

Granice City Iti , Has To Many Old Bachelors,

"God give us men!" cried Post Holland in lofty vein; but what Granite City wants is women.

In this flourishing Illinois town which had a population of 6,700 acten men to each woman. The majority of these men are

While there has been no formal movement to induce an influx of wo-

men the marriageable men of the town would be much obliged, to say the least, if desirable members of the fair sex would place themselves within reaching distance. The young bachelors of the town Is hardly a one of them who does not

keeping any room or place where con- distance; yet they would prove them- an epitome of the revised ravages tracts are made for the future delivery selvel the marryingest lot of men in Over at Alton there is Mayor Beall, the friend of Roossvelt, who is preaching against race suicide as hard as he knows how; and as the echoes of his exhortations reach the ears of the

> ite City they are as sad as sad can Even some of the city officials cannot get wives. They are City Attorney Maurice Sullivan and City Clerk

lonesome young bachelors at Gran-

George Furnish, for example. Ex- mayor J. B. Judd was forced to go out of office last spring still unwedded, though not unwilling.

THE WAGES OF SIN.

A Man and Woman Commit Suicide

in Raleigh.

A special dispatch from Raleigh, N. C., says a sensational double suicide was discovered there Monday afternoon, in which a man of some prominence and well know and a woman of easy virture figured. The man was William H. Hood, who for a number of years was deputy register of deeds of this city and county and whose father was register of deeds until his death, about five years ago. The woman was a resident of "East Raleigh and was known among her associates as "Violet." She had been in Raleigh but a few months and her family name has not yet been definitely learned.

Mr. Hood, who held a position with the leading department store I re, seventh story, carrying an immense had been drinking heavily for the last volvme of smoke which frightened the few days. On Saturday night he and the girl, who was apparently between 20 and 25 years old, went to the house of and old colored woman. This afternoon the bodies of the two were found there and nine empty laudanum vials revealed the means used by the suicides.

Hood left an invalid widow and a child. It is stated that the widow would not permit his body to be taken to his home after she learned the circumstances of the suicide. Hood was a man who had many friends ago he was treated in an institution for the drink habit.

Horrible Butchery

A dispatch from Tifles, Gaucasia says nearly 350 persons were killed or injured in the atttck made by Cos sacks on the Armenian seminary there, following the throwing of two bombs from that institution at a pasing patrol. Four Cossacks were wounded and a boy killed by the explosion of the bombs. The artillery was enmmoned and the seminary surr nded and shelled. The building urst into flames and the combs _u cartridges scored therein exploded. Thirtythree persons perished during the conflagation, while 300 were injured by fire or wounded by the shells. The troops subsquently, shelled another Armenian house where bombs and weapons were hidden and killed eight revolutionists.

Sensation of Failing.

The sensation of falling down a precipice is one that few persons have had an opportunity of recording. nection with the presentation of the Prof. Albert Heim, well known geologist, has been able to describe the experience to the Swiss-Alpine Club. and relates that he was not troubled in breathing and felt none of the paralyzing terror that so often overwhelms victims of sudden catastrophe. gate what elections are necessary to He felt perfect tranquility, though remarkably quickened mental activity. Old memories were reviewed and Mr. E. S. Dingle, formerly assistant then his ears were filled with soft musical sounds, and consciousness was lost as the ground was struck. There was no pain nor sensation of shock.

Want the Job. Candidates for places on the dispensary board are looming up. It is said that H. H. Evans, Chairman of the candidates for the other are: Maj. John Black, some time ago shipping protection over quail and partridges clerk at the dispensary; Mr. J. M. until 1910 received second reading. Rawlinson, a member of the house from Richland county; Mr. R. Fulton mong them one, regarding railroad Dukes, member of the house from Orangeburg county and a son of a formmerely provided that the people be of supreme court justices and circuit er director of the dispensary; Mr. J. given the opportunity to vote on this court judges with reference to their B. Wylie of Chester, who offered for this place once before. Mr. Towill boys. and Mr. Boykin will not stand for reelection.

Arrested. J. R. Peden, an alleged agent of

German street crossing of the Lake South Carolina cotton mills, was arrested in Knoxville, Tenn., on Tues-

LOST HIS LIFE.

A Brave Fireman's Sacrifice in Effort to save Woman.

A FATAL HOTEL FIRE.

Many Leaped to Their Death, Eight Persons Killed and a Number Idjured While Fleeing From- the

> West Hotel in City of Minneapolis.

At Minneapolis, Minn., eight persons dead of suffocation or of injuries sustained in leaping from a "fire proof" hotel building, a score of persons injured and a building damaged caused by a disaster which befell the West hotel, Hennepin avenue and Fifth street, Wednesday, throwing seven hundred guests and employes into a panic.

The dead: Fire Captain John Berwin, fell from the fourth floor to the Fifth street sidewalk while attempting to save a woman's life.

W. G. Nickels, Minneapolis, suffocated in his room on sixth floor. Thomas Summerville, Springfield, Mass., salesman for Atkins & Co.,

sufficated in his room on sixth J. E. Wolfe, Northwestern agent for Sperry & Alexander company of New

York, suffocated in room.

Clinton B. Lamme, New York, travelling man; suffocated in his J. B. Paisniger, New York, traveling man, jumped from the seventu

Mrs. M. E. Hodges, Minneapolis. jumped from seventh story, Wm. Black, New York, suffocated

in room. The fire was sonfined to the elevator shaft and the two top floors in one corner of the building, but a dense smcke pervaded everywhere and the wild excitement which followed the first alarm hurried people into halls and out on window ledges in a frantic attempt to save themselves, The fre started in a packing room on the first floor near the elevator. The wood in the elevator shaft caught fire and burned like tinder. A sheet of flame 29 feet wide mounted the shaft to the guests out of their senses and started panic. The smoke spread to most all parts of the hotel, causing many persons to lose their way in the confusion. Five persons were found suffocated in their rooms after the fire

was out. Capt. John Berwin of a hook and ladder company, having broken open a window on the seventh floor which he had reached by means of a scaling ladder; stumbled onto the body of Mrs. Emeline Barlow, an aged women He strapped the unconscious form to here and in other states, and dissipa- his back and started down the ladder, tion seems to have been the sole cause when midway between the seventh of his ruin and death. Three months and sixth stories, the strap broke, Bending over to balance the body for a moment, he then leaned at the risk of his life, and threw the woman toward a projecting ledge on the floor below. Apparently being revived by the fresh air or by the shock, the aged woman grasped the projection and held on. Later she was rescued. But in throwing the woman to sarety, Cant. Berwin lost his balance and fell

to the pavement. He was instantly killed. J. E. Wolfe, 50 years old, traveling representative for Sperry & Alexander, wholesale hardware merchants of New York, met a horrible death. He was burned in his room and the condition of the furniture indicated that he had fought the flames until the last. All the clothing had been torn from the bed and it was apparent that the man had sought to smother tha flames which eventually consumed

him. The excitement was so intense that J. B. Peisniger of New York and Mrs. M. E. Hodges of Minneapolis, who were on window ledges near an alley, not being encouraged by the corwd in Fifth street, leaped from the seventh floor to the pavement. Peisniger's clothes caught fire and he tumbled, burning, through the air. He struck a railing near the Hennepin avenue side of the hotel and was cut in two. There were many thrilling rescues from the top floor.

Dreaded Spotted Fever.

A dispatch from Newport, R. I. says nearly all of 1,500 apprentices at the naval training station live in constant dread that the fatal spotted fever may strike anyone of them next one boy having already developed insanity and has been removed to the insane asylum at Washington. Deaths of J. F. Rolfe, of Nebraska, Harry give the railroad commissioners Board, will have no opposition. The Gale Bootenburg, of Etononma, Virginia, makes seven fatalities so far out of eleven cases, which, with the death of Frederick Friend, of Nashville, Ill., is expected any moment. This morning preparations began for double fumigation of former Spanish cruiser Reina Mercedes. The officers are flodded with letters from parents asking about the health of their

Family Barned to Death.

Several persons, comprising an entire family, were burned to death in a fire which destroyed the home of Isaac Syler, at Pleasant, Juniata coun ty, Wednesday morning. The dead make cursing and abusing any one of | The men stepped from one track to | for trying to entice laborers to come | are|Mr. Syler his_daughter, Mrs. Peter another in front of a passenger train. to South Carolina. He is said to be Martin and the latter's five childran.